IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MRS. JUSTICE K.HEMA

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

WP(Crl.).No. 161 OF 2007(S)

PETITIONER:

KRISHNAKUMAR, AGED 28, S/O. AYYAPPAN
PILLAI, THULASI NIVAS, MALLOOR ROAD,
VANCHIYOOR P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.R.T.PRADEEP
SRI.V.VIJULAL

RESPONDENTS:
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1. THE STATE OF KERALA, REPRESENTED BY
THE CHIEF SECRETARY, GOVT. OF KERALA,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR GENERAL OF POLICE,
POLICE HEAD QUARTERS, VAZHUTHACAUD,
THIRUVANANTHAPURAM.

3. THE COMMISSIONER OF POLICE,
THIRUVANANTHAPURAM.

4. THE CIRCLE INSPECTOR OF POLICE,
OFFICE OF CIRCLE INSPECTOR OF POLICE,
FORT.

5. THE SUB INSPECTOR OF POLICE,
FORT POLICE STATION.

6. SASIDHARAN NAIR,
TC 28/1926, KIZHAKKEMADAM, VIRAKUPURAKOTTA
JUNCTION, SREEKANTESWARAM, THIRUVANANTHAPURAM.

BY ADV. SRI.MURALI PURUSHOTHAMAN
SRI.DEEPU LAL MOHAN
SRI.P.BHANUVIKRAMAN
GOVERNMENT PLEADER

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 05/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(CRL.) 161/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1	TRUE COPY OF THE SSLC CERTIFICATE OF PADMAJA DATED 6.6.2001.
EXT.P2	TRUE COPY OF THE IDENTITY CARD OF PADMAJA DATED 23.4.2005.
EXT.P3	TRUE COPY OF ACKNOWLEDGEMENT FOR RECEIPT OF MONEY FOR APPLICATION OF MARRIAGE.

RESPONDENTS' EXHIBITS:

NIL.

// TRUE COPY//

P.S. TO JUDGE.

KNC/-

P.R. RAMAN & K. HEMA, JJ.

W.P.(CRL) NO. 161 OF 2007

DATED THIS, THE 5TH DAY OF JULY, 2007.

J U D G M E N T

Raman, J.

Petitioner, Sri. Krishnakumar, is aged 28 years and he is doing a travel agency business. According to him, Padmaja, aged 23 years, who is the daughter of the 6th respondent in this writ petition, is under the illegal custody of her parents.

2. We issued notice to the parties and the third respondent Police Officer was directed to conduct a discrete enquiry by sending a woman police constable to the house of the alleged detenue Padmaja and to file a report. Accordingly, the report along with the statement is produced. We perused the statement which discloses that Padmaja is not under the illegal custody of anybody. Padmaja also appeared before us. We interacted with her and she has stated that she is living with her parents and she is not under their illegal custody. Petitioner

Padmaja has stated that after her graduation she is doing her P.G. Course and she is happy with her parents. We also interacted with the girl's father as well as with the mother. In the facts and circumstances, we find

that the allegation that Padmaja is under the illegal custody of her parents is not substantiated. In such circumstances, this writ petition is closed and the alleged detenue Kumari. Padmaja is set free.

P.R. RAMAN,
(JUDGE)

K. HEMA,
(JUDGE)

knc/-